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PTO/SB/30(10/2001)

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## REQUEST FOR CONTINUED EXAMINATION (RCE) TRANSMITTAL

Address to:  
Commissioner for Patents  
Box RCE  
Washington, DC 20231

|                        |                   |
|------------------------|-------------------|
| Application Number     | 09/726,841        |
| Filing Date            | November 30, 2000 |
| First Named Inventor   | Fleeman, Brian    |
| Art Unit               | 3763              |
| Examiner Name          | L. Thanh          |
| Attorney Docket Number | 30697             |

### This is a Request for Continued Examination (RCE) under 37 CFR 1.114 of the above-identified application

Request for Continued Examination (RCE) practice under 37 CFR 1.114 does not apply to any utility or plant application filed prior to June 8, 1995, or to any design application. See Instruction Sheet for RCEs (not to be submitted to the USPTO) on page 2.

#### 1. Submission required under 37 CFR §1.114

##### a. ☐ Previously submitted

i. ☐ Consider the amendment(s)/reply under 37 CFR §1.116 previously filed on \_\_\_\_\_

(Any unentered amendment(s) referred to above will be entered).

ii. ☐ Consider the arguments in the Appeal Brief or Reply Brief previously filed on \_\_\_\_\_

iii. ☐ Other \_\_\_\_\_

##### b. ☒ Enclosed

i. ☒ Amendment/Reply

iii. ☐ Information Disclosure Statement (IDS)

ii. ☐ Affidavit(s)/Declaration(s)

iv. ☐ Other \_\_\_\_\_

#### 2. Miscellaneous

a. ☐ Suspension of action on the above-identified application is requested under 37 CFR §1.103(c) for a period of \_\_\_\_\_ months (Period of suspension shall not exceed 3 months; Fee under 37 CFR §1.17(i) required)

b. ☐ Other \_\_\_\_\_

#### 3. Fees

The RCE fee under 37 CFR §1.17(e) is required by 37 CFR §1.114 when the RCE is filed.

a. ☒ The Director is hereby authorized to charge the following fees, or credit any overpayments, to Deposit Account No. 19-0522

i. ☒ RCE fee required under 37 CFR §1.17(e)

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ii. ☒ Extension of time fee (37 CFR §§1.136 and 1.17)

iii. ☐ Other \_\_\_\_\_

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375.00 OP

b. ☒ Check in the amount of \$ 375.00/465.00 enclosed

c. ☐ Payment by credit card (Form PTO-2038 enclosed)

**WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.**

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### SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT REQUIRED

Name (Print / Type)

Tracey S. Truitt

Registration No. (Attorney / Agent)

43.205

Signature

*Tracey S. Truitt*

Date

9/12/03

### CERTIFICATE OF MAILING OR TRANSMISSION

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

DB  
9-24  
#15/D

Application of:

FLEEMAN, Brian J.

- Serial No. : 09/726,841

Filed: November 30, 2000

APPARATUS AND METHOD FOR  
SELECTIVELY POSITIONING OF  
FEEDING TUBES

Docket No. 30697

Group Art Unit No. 3763

Examiner: L. Thanh

Commissioner of Patents  
Alexandra, VA 22313-1450

Sir:

PRELIMINARY AMENDMENT

In response to the office action dated March 12, 2003, amendment and reconsideration of the above application is requested.

**Amendments to the Claims** are reflected in the listing of claims which begins on page 2 of this paper.

**Remarks/Arguments** begin on page 4 of this paper.

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